

AMENDED IN ASSEMBLY APRIL 8, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 747

Introduced by Assembly Member Levine

February 21, 2013

An act to amend Section 431 of the Streets and Highways Code, relating to highways.

LEGISLATIVE COUNSEL’S DIGEST

AB 747, as amended, Levine. State Highway Route 131: relinquishment.

Existing law gives the Department of Transportation full possession and control of all state highways. Existing law describes the authorized routes in the state highway system and establishes a process for adoption of a highway on an authorized route by the California Transportation Commission. Existing law also authorizes the commission to relinquish certain state highway segments to local agencies.

This bill would authorize the commission to relinquish to the Town of Tiburon in Marin County a specified portion of State Highway Route 131, under certain conditions. *The bill would require the relinquishment to be done at no cost to the state except upon a finding of need by the commission.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 431 of the Streets and Highways Code
2 is amended to read:

1 431. (a) Route 131 is from Route 101 to Tiburon.

2 (b) Upon a determination by the commission that it is in the
3 best interest of the state to do so, the commission may, upon terms
4 and conditions approved by it, relinquish to the Town of Tiburon
5 the portion of Route 131 east of the intersection with Lyford Drive
6 within the town limits of the Town of Tiburon, if the department
7 and the town enter into an agreement providing for that
8 relinquishment. The following conditions shall apply upon
9 relinquishment:

10 (1) The relinquishment shall become effective on the date
11 following the county recorder's recordation of the relinquishment
12 resolution containing the commission's approval of the terms and
13 conditions of the relinquishment.

14 (2) On and after the effective date of the relinquishment, the
15 relinquished portion of Route 131 shall cease to be a state highway.

16 (3) The portion of Route 131 relinquished under this subdivision
17 shall be ineligible for future adoption under Section 81.

18 (4) The Town of Tiburon shall ensure the continuity of traffic
19 flow on the relinquished portion of Route 131, including any traffic
20 signal progression, to the extent applicable.

21 (5) *The relinquishment shall be done at no cost to the state*
22 *except upon a finding of need by the commission.*